

MINUTES

MONTANA SENATE 59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON NATURAL RESOURCES

Call to Order: By **CHAIRMAN GLENN ROUSH**, on January 31, 2005 at 3:12 P.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Sen. Glenn Roush, Chairman (D)
Sen. Aubyn Curtiss (R)
Sen. Kelly Gebhardt (R)
Sen. Dan Harrington (D)
Sen. Greg Lind (D)
Sen. Gary L. Perry (R)
Sen. Bill Tash (R)
Sen. Ken Toole (D)
Sen. Mike Wheat (D)

Members Excused: None.

Members Absent: None.

Staff Present: Peg Holwick, Committee Secretary
Krista Lee Evans, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 269, 1/28/2005
Executive Action: None.

00:00:02

HEARING ON SB 269

Opening Statement by Sponsor:

00:01:00

SEN. MIKE WHEAT (D), SD 32, opened the hearing on **SB 269**, Clarify definition of ground water. **SEN. WHEAT** mentioned amendments to the bill (1/29/05).

EXHIBIT (nas24a01)

00:06:16

Proponents' Testimony:

00:06:16 **Jack Stults**, Department of Natural Resources (DNRC),
Water Resources Division

00:21:14 **Eloise Kendy**, Hydrologic Consulting

EXHIBIT (nas24a02)

00:31:43 **Mick Seeburg**, Association of Gallatin Agricultural
Irrigators (AGAI)

00:35:02 **Scott Paine**, Ruby Valley Watershed Council

00:39:39 **John and Lois McGuire**, on behalf of selves, ranchers on
lower end of the Smith River

00:40:00 **Steve Granzow**, Ruby River Decreed Water User
Association, Ruby Valley Conservation District

EXHIBIT (nas24a03)

00:45:12 **Juanita Polston**, on behalf of self

00:45:55 **Mike Gary**, Smith River Outfitter

00:47:21 **Robert Cunningham**, Fishing Outfitters Association

00:48:20 **Mary Sexton**, Director, Department of Natural Resources,
(DNRC)

00:49:00 **John Wilson**, Conservation Director, Montana Trout
Unlimited

00:54:39 **Tamara Fetty**, Montana Dairy Association

00:58:01 **Holly Franz**, Attorney representing PPL Montana

01:00:20 **Mike Murphy**, Montana Water Resources Association (MWRA)

01:01:00 **Bob Lane**, Montana Fish Wildlife & Parks (MTFWP)

01:01:02 **Michael Kakuk**, Montana Association of Realtors

Opponents: None.

01:03:58

Questions from Committee Members and Responses:

SEN. TASH for **Steve Granzow** and **Jack Stults** DNRC

CHAIRMAN ROUSH for **JACK STULTS**

01:11:27

Closing by Sponsor:

01:12:23 Break

01:19:36 Resume

CHAIRMAN ROUSCH thanked **Gene Walborn** and **Dan Keim** for appearing today and asked whether a new fiscal note was needed. Additional amendments might be forthcoming.

ADJOURNMENT

01:48:46

Adjournment: 5:15 P.M.

SEN. GLENN ROUSH, Chairman

PEG HOLWICK, Secretary

GR/ph

Additional Exhibits:

EXHIBIT ([nas24aad0.PDF](#))